

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, JANUARY 3, 1984

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 9:07 a.m. The meeting was recessed by Mayor Hedgecock at 11:13 a.m. to reconvene at 2:00 p.m.

Mayor Hedgecock reconvened the meeting at 2:11 p.m. with Council Member Cleator not present. Mayor Hedgecock adjourned the meeting at 4:05 p.m. into Closed Session in the twelfth floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
- (1) Council Member Mitchell-present.
- (2) Council Member Cleator-present.
- (3) Council Member McColl-present.
- (4) Council Member Jones-present.
- (5) Council Member Struiksma-present.
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Martinez-present.
- Clerk-Abdelnour (a.m. bb;p.m. mp)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Hedgecock-present.

Council Member Mitchell-present.

Council Member Cleator-present.

Council Member McColl-present.

Council Member Jones-present.

Council Member Struiksma-present.

Council Member Gotch- present.

Council Member Murphy-present.

Council Member Martinez-not present.

ITEM-10: INVOCATION

Invocation was given by Reverend Jack Barrell of the East

San Diego Presbyterian Church, San Diego.
FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Gotch.
FILE LOCATION:
MINUTES

ITEM-30: PRESENTATION AND ACKNOWLEDGEMENT GIVEN TO DEPUTY
MAYOR CLEATOR

Annual presentation in recognition of the work of the
outgoing Deputy Mayor.
(Presentation by Mayor Hedgecock to Council Member Bill
Cleator.)
FILE LOCATION:
MEET
COUNCIL ACTION: (Tape location: A040-074).

ITEM-31: CONTINUED TO JANUARY 9, 1984, AT 2:00 P.M.

Matter of the role of the "Governing Board of San Diego
Stadium Authority."
FILE LOCATION:
MEET
COUNCIL ACTION: (Tape location: A075-158).

MOTION BY STRUIKSMA TO CONTINUE TO JANUARY 9, 1984, AT 2:00 P.M.
AT GEORGE MITROVICH'S REQUEST FOR PROPOSAL TO BE HEARD BEFORE
COUNCIL. Second by Cleator. Passed by the following vote:
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock- yea.

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:
11/14/83 P.M.
11/15/83 A.M. and P.M.
11/21/83 P.M.
11/22/83 A.M. and P.M.
11/28/83 Adjourned P.M.
11/29/83 Adjourned A.M. and P.M.
FILE LOCATION:
MINUTES

COUNCIL ACTION: (Tape location: A159-160).

MOTION BY MARTINEZ TO APPROVE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-50: (O-84-105 Rev.1) ADOPTED AS ORDINANCE O-16096 (New Series)

Amending Chapter II, Article 2, Division 24, of the San Diego Municipal Code by amending Section 22.2401, adding to the duties of the Planning Director the duty to enforce the provisions of Chapter X of the Code, and amending Chapter X, Article 1, Division 2 of the San Diego Municipal Code by adding Sections 101.0212 and 101.0213, conferring upon the Planning Director, or his designees, the authority to enforce provisions of Chapter X by exercising the power to arrest and establishing a procedure for summary abatement of zoning violations.

(Introduced as amended on 12/5/83. Council voted 8-0.

District 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-51: (O-84-103 Rev.) ADOPTED AS ORDINANCE O-16097 (New Series)

Amending Chapter 2, Article 6, of the San Diego Municipal Code by adding Section 26.05 relating to the creation a Senior Citizen's Advisory Board.

(Introduced on 12/13/83. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A191-249 and A250-285).

Discussion by Roslyn L.

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-52: (O-84-109) ADOPTED AS ORDINANCE O-16098 (New Series)

Amending Chapter III, Article 2 of the San Diego Municipal

Code by repealing Section 32.60, relating to exclusions and exemptions of sales tax.

(Introduced on 12/12/83. Council voted 8-0. District 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-53: (O-84-96) ADOPTED AS ORDINANCE O-16099 (New Series)

Amending Chapter III, Article 3, Division 37, of the San Diego Municipal Code by amending Sections 33.3701(h), 33.3706.2, 33.3708, 33.3709, 33.3709.1 and by adding Section 33.3715, relating to enforcement of burglary, robbery and emergency alarm systems.

(Introduced on 12/12/83. Council voted 8-0. District 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-54: (O-84-69) ADOPTED AS ORDINANCE O-16100 (New Series)

Amending Chapter V, Article 9, of the San Diego Municipal Code by amending Sections 59.5.0202, 59.5.0204, 59.5.0206, 59.5.0401, 59.5.0404, 59.5.0501, 59.5.0502 and 59.5.0503, and by repealing Section 59.5.0405, relating to noise abatement and control.

(Introduced on 12/12/83. Council voted 8-0. District 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-55: (O-84-84) ADOPTED AS ORDINANCE O-16101 (New Series)

Amending Chapter X, Article 1, Division 1, of the San Diego Municipal Code by adding Section 101.0101.76, relating to single room occupancy unit.

(Introduced on 12/5/83. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-56: (O-84-100) ADOPTED AS ORDINANCE O-16102 (New Series)

Incorporating a portion of Lot 6 of Section 25, Township 14 South, Range 4 West, SBBM, and portions of Lots 2, 3 and 4 of Section 30, Township 14 South, Range 4 West, SBBM, approximately 119.8 acres, located east of I-5, between Carmel Valley Road and Sorrento Valley Boulevard, into Zones CO and

M-IP.

(Case-82-0380. Sorrento Hills Community Plan Area. District-1. Introduced on 12/13/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-57: (O-84-99) ADOPTED AS ORDINANCE O-16103 (New Series)

Incorporating Parcel 4, Parcel Map PM-10518, an 8.55-acre site located at the northwest corner of the intersection of Regents Road and Arriba Street, into CN Zone.

(Case-83-0556. University Community Plan Area. District-1. Introduced on 12/13/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea,

Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-58: (O-84-79) ADOPTED AS ORDINANCE O-16104 (New Series)

Incorporating a portion of Pueblo Lot 1302, Miscellaneous Map-36, a 2.49 acre site located west of Cargill Avenue between Nobel Drive and Decoro Street, into Zone R-1500.

(Case-83-0558. University Community Area. District-1. Introduced on 12/6/83. Council voted 7-2. Districts 5 and 7 voted nay.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A286-B280).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-nay, Gotch-yea, Murphy-nay, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-59: (O-84-95) ADOPTED AS ORDINANCE O-16105 (New Series)

Incorporating a 4.5-acre parcel located on the north side of Camino de la Plaza, between Willow Road and Boston Avenue, into Zone R-1500 (formerly R-2A).

(Case-83-0609. Tia Juana River Valley Community Area. District-8. Introduced on 12/13/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-60: (O-84-94) ADOPTED AS ORDINANCE O-16106 (New Series)

Incorporating Lots 5 and 6, Block 48, City Heights Map-1007, approximately 0.16 acres, located at 3871-3875 Van Dyke Avenue, into Zone R-600 (formerly Zone R-3A).

(Case-83-0625. Mid-City Community Area. District-3. Introduced on 12/6/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/4/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-61: (O-84-98) ADOPTED AS ORDINANCE O-16107 (New Series)

Amending Section 1 of Ordinance O-15625 (New Series),
adopted December 7, 1981, incorporating a portion of Pueblo Lot
1301, Miscellaneous Map-36, located at the southwest
intersection of Nobel Drive and Regents Road, into the R-600
Zone; extension of time to January 6, 1987.

(Case-83-0610/EOT1. University Community Plan Area.
District-1. Introduced on 12/5/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND
ADOPT. Second by Jones. Passed by the following vote:
Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-62: (O-84-97) ADOPTED AS ORDINANCE O-16108 (New Series)

Amending Section 1 of Ordinance O-15578 (New Series),
adopted August 31, 1981, incorporating Lots 370 and 371 of
Map-6859 and a portion of Rancho De Los Penasquitos, located on
the east side of Rancho Penasquitos Boulevard, south of Via Del
Sud and north of Interstate 15, into the CA Zone; extension of
time to September 30, 1985.

(Case-83-0615/EOT1. Penasquitos East Community Plan Area.
District-1. Introduced on 12/5/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND
ADOPT. Second by Jones. Passed by the following vote:
Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-63: (O-84-93) ADOPTED AS ORDINANCE O-16109 (New Series)

Incorporating a portion of Section 35, Township 14 South,
Range 3 West, S.B.B.M., approximately 97.6 acres, located on
the north side of Mira Mesa Boulevard, west of Parkdale Avenue,
into Zone R-1-5.

(Case-83-0473. Mira Mesa Community Area. District-5.

Introduced on 12/6/83. Council voted 9-0.)

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-64: (O-84-106) ADOPTED AS ORDINANCE O-16110 (New Series)

Authorizing the issuance, sale and delivery of multifamily mortgage revenue bonds in a principal amount not to exceed \$60,000,000 for the purpose of making mortgage loans to provide the interim and/or permanent financing of the cost of developing multi-family rental projects, determining and prescribing certain matters relating thereto, and approving and authorizing the execution of related documents, agreements and actions.

(See Housing Commission Report HCR-83-020CC (Revised). Introduced on 12/12/83. Council voted 7-0. Districts 2 and 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A250-285).

MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-65: (O-84-101) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Chapter IV, Article 2, of the San Diego Municipal Code by amending Section 42.0130.1 regulating food vending vehicles and mobile food preparation units.

(See City Manager Report CMR-83-524 and Committee Consultant Analysis PSS- 83-36.)

COMMITTEE ACTION: Reviewed by PSS on 12/14/83. Recommendation to introduce the Ordinance. Districts 3, 4, 5, 6 and 8 voted yea.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea,

McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-66: (O-84-90) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Chapter IV, Article 4,
Division 1, of the San Diego Municipal Code by amending
Sections 44.0116, 44.0117, 44.0118, 44.0119 and 44.0124 and
deleting Section 44.0123, relating to waste material, rubbish
and litter control.

(See City Manager Report CMR-83-481.)

COMMITTEE ACTION: Reviewed by PSS on 11/23/83. Recommendation to introduce
the Ordinance. Districts 1, 3 and 6 voted yea. Districts 4 and 8 not
present.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A250-285).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-67: (O-84-110) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Chapter VII, Article
3, Division 1 of the San Diego Municipal Code by amending
Sections 73.0105 and 73.0109, relating to the rules,
regulations and standards of service quality for cable
television systems operating in the City of San Diego by
providing for extended office hours, requiring the cable
company to give advance notice of any changes to cable channel
carriage, and providing that repairs commence within 72 hours
after notice and be completed within 7 days.

(See City Manager Reports CMR-83-472 and CMR-83-408.)

COMMITTEE ACTION: Reviewed by TLU on 11/14/83. Recommendation to introduce
the Ordinance. Districts 3, 4 and 5 voted yea. Districts 2 and 8 not
present.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-68: (O-84-121) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15606 (New Series), adopted November 16, 1981, incorporating portions of Sections 28, 29, 32 and 33, Township 14 South, Range 2 West, S.B.B.M., located immediately north of Miramar Reservoir and east of I-15, into R-1-6 Zone; extension of time to December 16, 1985.

(Case-83-0528/EOT1. See Planning Department Report PDR-83-580. Miramar Ranch North Community Area. District-5.)
FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-69: (O-84-112) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15604 (New Series), adopted November 16, 1981, incorporating a portion of Rancho De Los Penasquitos, described as a portion of Sections 27 and 32 through 34, Township 14 South, Range 3 West, SBBM (approximately 228.0 acres), located on the east side of Interstate-805 between Sorrento Valley and Mira Mesa Boulevard, into R- 1-5 Zone; extension of time to December 16, 1985.

(See Planning Department Report PDR-83-554.
Case-83-0722/EOT1. Mira Mesa Community Area. District-5.)
FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-70: (O-84-119) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15594 (New Series), adopted October 12, 1981, incorporating a portion of Sections 29 and 32, Township 14 South, Range 2 West, S.B.B.M. and a portion of Lot 2, Scripps Mesa Vista, Map-9673, (approximately 61.15 acres), located on the east side of

Scripps Ranch Boulevard between proposed extension of said Boulevard and Miramar Reservoir, into M-LI Zone; extension of time to November 11, 1985.

(See Planning Department Report PDR-83-577.

Case-83-0752/EOT1. Miramar Ranch North Community Plan Area. District-5.)

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-71: (O-84-120) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15599 (New Series), adopted October 26, 1981, incorporating a portion of Sections 28 and 33, Township 14 South, Range 2 West, S.B.B.M., (approximately 134 acres), located on the north side of Scripps Ranch Boulevard between I-15 and the proposed extension of Spring Canyon Road, into R-1-8 Zone; extension of time to November 25, 1985.

(See Planning Department Report PDR-83-578.

Case-83-0754/EOT1. Miramar Ranch North Community Plan Area. District-5.)

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-72: (O-84-122) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Section 1 of Ordinance O-15600 (New Series), adopted October 26, 1981, incorporating a portion of Sections 29 and 32, Township 14 South, Range 2 West, S.B.B.M., (approximately 126.40 acres), located on the north side of Scripps Ranch Boulevard between I-15 and the proposed extension of Spring Canyon Road, into R-1-8 Zone; extension of time to November 25, 1985.

(See Planning Department Report PDR-83-579.

Case-83-0755/EOT1. Miramar Ranch North Community Plan Area.

District-5.)

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B281-289).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100:

19840103

Three actions relative to awarding contracts:

Subitem-A: (R-84-1016) ADOPTED AS RESOLUTION R-259859

T & J Garage, Inc. for the purchase of sixteen 37 cubic yard side loading refuse trucks (crane carrier chassis with able body) for a total cost of \$1,388,803.52, including tax and terms. BID-5297

Subitem-B: (R-84-1011) ADOPTED AS RESOLUTION R-259860

For the purchase of various tractors for a total cost of \$255,412.30, including tax and terms, as follows: 1) Mission Ford Tractors, Inc. for Item 1, two medium tractors with front loaders; Item 2, one medium tractor with loader and backhoe (55 H.P.); Item 4, one medium tractor with loader and backhoe (45 H.P.); and Item 5, two medium tractors with loader and extendable backhoe; 2) Case Power & Equipment for Item 3, one medium tractor with four wheel drive and front loader (14,700 lbs.), and Item 6, one medium tractor with four wheel drive and front loader (15,000 lbs.). BID-5259

Subitem-C: (R-84-806) ADOPTED AS RESOLUTION R-259861

Aztec Landscape Co. for complete landscape maintenance of Southcrest Community Park as may be required for a period of twelve months beginning January 1, 1984 through December 31, 1984, for a total cost of \$29,712.61, including terms, with options to renew contract for two additional twelve month periods, with cost increase not to exceed 10 percent of bid prices. BID-5334

(District-4.)

FILE LOCATION: MEET CONFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-101:

19840103

Three actions relative to awarding contracts:

Subitem-A: (R-84-1017) ADOPTED AS RESOLUTION R-259862

Triad Marine & Industrial Cleaning Corporation for the purchase of hauling service for removing and disposing of wet scum as may be required for a period of one year beginning February 1, 1984 through January 31, 1985, for an annual estimated cost of \$26,000, with an option to renew the contract for an additional one-year period with no price increase.

BID-5357

Subitem-B: (R-84-805) ADOPTED AS RESOLUTION R-259863

Worthington Division, McGraw-Edison Company, for the purchase of parts for Worthington vertical pumps for a total cost of \$19,170.48, including tax and freight. BID-5406L

Subitem-C: (R-84-1015) ADOPTED AS RESOLUTION R-259864

DeAnza Chevrolet for the purchase of one light duty window van type vehicle (Chevrolet CG 31306-1984) for a total cost of \$11,225.00, including tax and terms. BID5371

FILE LOCATION: MEET CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-102: (R-84-804) ADOPTED AS RESOLUTION R-259865

Awarding a contract to Dion International Trucks, Inc. for four 20,000 pound GVW truck cab and chassis (International Model 1724); GMC Truck and Coach Division for nine 22,000 pound

GVW truck cab and chassis (GMC C6D042 with 50 gallon step fuel tank), and three 26,000 pound GVW truck cab and chassis (GMC C7D042); and Palomar Truck Corp. for two 44,000 pound GVW truck cab and chassis (GMC C7D064), all for a total cost of \$369,421.66, including tax and terms. BID-5298

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-103: (R-84-1013) ADOPTED AS RESOLUTION R-259866

Releasing D. J. Repair & Service Co. from the contract for furnishing emergency repair service for twelve progressive cavity pumps, as may be required for a period of one year beginning October 1, 1983 through September 30, 1984; awarding the balance of the contract to the second low bidder, Aldi Corp., for an estimated cost of \$36,000, including terms, for the balance of the contract year, with an option to renew the contract for an additional one- year period with a price escalation not to exceed 10 percent of prices bid.

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104: (R-84-1074) ADOPTED AS RESOLUTION R-259867

Inviting bids for the renovation of San Diego Jack Murphy Stadium Playing Field-1984 on Work Order No. 118455; authorizing the City Auditor and Comptroller to add CIP-34-103.0, Renovation of San Diego Jack Murphy Stadium Playing Field-1984, to the FY-1984 Capital Improvement Program; authorizing the expenditure of an amount not to exceed \$365,000 from the Stadium Operations Fund 10330 (CIP-34-103.0), for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the execution of a contract with the

lowest responsible and reliable bidder.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT:

The San Diego Jack Murphy Stadium has been experiencing drainage and irrigation problems in the playing field. Surface water does not drain well due to the blockage of the perforated-pipe underdrain systems by clay which was deposited there when muddy waters from the San Diego River backed up into the drains several years ago. This project will provide for both a new underdrain system to replace the malfunctioning one and a new irrigation system. The new drainage system will provide for more efficient drainage of all areas of the field, and the new irrigation system will supply water and liquid fertilizer to the surface with greater control. In addition to the new systems the existing sod, together with one foot of clay-contaminated soil, will be removed from the site, new sand with amendments added, and new sod placed on the regraded surface.

FILE LOCATION:

W. O. 118455 CONFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-105: (R-84-1023) ADOPTED AS RESOLUTION R-259868

Inviting bids for the replacement of the 32nd Street Bridge Crossing Las Chollas Creek on Work Order No. 118108; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the transfer of \$80,000 from Capital Outlay Fund 30245, CIP-90-245, Capital Outlay Reserve to CIP-53-033, 32nd Street Bridge over Chollas Creek; authorizing the expenditure of funds not to exceed \$1,042,400 from Capital Outlay Fund 30245, CIP-53-033, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5431

(Southeast San Diego Community Area. District-8.)

CITY MANAGER REPORT:

This project will replace the existing antiquated wood bridge over Chollas Creek, which was constructed in 1929, with a new concrete structure. The existing 40-foot bridge roadway will be increased to 64 feet, which will provide four traffic lanes plus Class II bike lanes. Walks will also be provided on each side of

the new bridge.

This project has qualified under the Federal Bridge Replacement and Rehabilitation Program. Approximately 80 percent of the project costs will be reimbursed by the Federal Government under this program.

FILE LOCATION:

W. O. 118108 CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-106: (R-84-1021) ADOPTED AS RESOLUTION R-259869

Inviting bids for reroofing the War Memorial Building on Work Order No. 117815; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$56,000 from General Fund 100, General Services Department 532, Org. 205, for said project and related costs. BID-5423

(Balboa Park Community Area. District-8.)

CITY MANAGER REPORT:

The roofing on the War Memorial Building, installed in 1948, is deteriorating and leaking. The normal life expectancy of a roof of this type is 20 years. It no longer adequately protects the building. The leaks are causing damage to the structure, paint, and plaster inside the building.

This reroofing will help preserve and protect the Capital Investment in this major structure.

FILE LOCATION:

W. O. 117815 CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-107: (R-84-1020) ADOPTED AS RESOLUTION R-259870

Inviting bids for the construction of Tecolote Community Park - Retaining Wall on Work Order No. 118380; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the transfer of 10,000 from Park Service District Fund 11410 to CIP-29-486 Tecolote Community

Park - Retaining Wall; authorizing the expenditure of funds not to exceed \$30,000 from Park Service District Fund 11410, CIP-29-486, Tecolote Community Park - Retaining Wall for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5422

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER REPORT:

This project will provide a slope stabilizing wooden pole retaining wall and drainage facilities at the eastern terminus of Tecolote Road in Tecolote Community Park. The project will eliminate unsafe and unsightly roadway slope erosion debris from accumulating in Tecolote Road cul-de-sac street and sidewalk area, provide an aesthetic western entrance to Tecolote Canyon Open Space Park, and eliminate public complaints.

FILE LOCATION:

W. O. 118380 CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-108: (R-84-949) ADOPTED AS RESOLUTION R-259871

Authorizing the City Manager to execute an amendment to the subdivision agreement for Valle Del Mar, to provide for the substitution of Fargo Industries Corporation for Valle Del Mar Limited, as subdivider; declaring that the public improvements to be constructed pursuant to the aforementioned subdivision agreement shall be completed by Fargo Industries Corporation; accepting performance Bond No. 1041993, issued by Amwest Surety Insurance Company, in the amount of \$39,437.50 as the surety for the required improvements in said subdivision, and releasing that Performance Bond No. 101826, issued by Developers Insurance Company, in the amount of \$144,387.43; rescinding default Resolution R-258268, adopted April 18, 1983, pertaining to Valle Del Mar.

(Torrey Pines Community Area. District-1.)

CITY MANAGER REPORT:

On April 18, 1983 the City declared the subdivider of Valle Del Mar Subdivision to be in default and authorized the City Manager to complete, or cause to be completed, the remaining public work and improvements.

The property was subsequently acquired by Imperial Bank through a trust sale and they in turn sold the undeveloped lots to Fargo Industries. Fargo Industries has agreed to complete the improvements and has provided a Performance Bond in the amount of \$39,437.50 to assure completion of those improvements.

The proposed agreement gives the new owner, Fargo Industries, permission to complete the work according to the original plans and specifications and assigns to Fargo Industries all of the City's interest under the original bond, thereby providing them an opportunity to initiate legal steps to recover all or part of their cost to complete the work from the original bond.

FILE LOCATION:

SUBD Valle Del Mar CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-109: (R-84-1048) ADOPTED AS RESOLUTION R-259872

Granting an extension of time to May 18, 1985 to La Jolla Alta, subdivider, to complete the improvements required in La Jolla Alta P.R.D. Unit No. 11.

(Located east of La Jolla Drive and La Jolla Scenic Drive.
La Jolla Community Area. District-1.)

CITY MANAGER REPORT:

On May 18, 1981 the City entered into an agreement with La Jolla Alta, a California general partnership, for the construction of public improvements for La Jolla Alta P.R.D. Unit No. 11. Approximately 46 percent of the work has been completed. The developer has requested a time extension to May 18, 1985.

It is recommended that this time extension be granted since the incomplete improvements are not necessary to serve the adjacent development or the general public.

FILE LOCATION:

SUBD La Jolla Alta PRD Unit No. 11

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-110: (R-84-517) ADOPTED AS RESOLUTION R-259873

Authorizing and directing the City Engineer to issue a special grading permit to Genstar Development, Inc., subdivider of University Center, upon payment of all fees and presentation by the subdivider to the City of San Diego of a full surety to cover all the improvements which will be included in the Subdivision Improvement Agreement.

(Located southeasterly of La Jolla Village Drive and I-5.
University Community Area. District-1.)

CITY MANAGER REPORT:

Section 102.0318 of the San Diego Municipal Code authorizes the City Engineer to issue special permits to do work prior to the filing of a final subdivision map except when the subdivision is located within the Hillside Review (HR) Overlay Zone. Since this subdivision is in the HR Zone, a special permit can not be issued unless authorized by the City Council. The developer has requested that he be allowed to start grading in order to start building construction the first part of March. The tentative map was approved by the City Council on June 14, 1983. PCD Permit 820544 was approved at the same time. The improvement plans are complete, and the final map is expected to be ready for Council consideration the latter part of February. Before a special permit will be issued by the City Engineer, if so authorized by Council, the subdivider will be required to pay all fees and provide a full surety to cover all the improvements which will be included in the Subdivision Improvement Agreement.

FILE LOCATION:

SUBD University Center

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-111: (R-84-970) ADOPTED AS RESOLUTION R-259874**

Vacating India Street, south of Broadway, adjacent to Lots G-L, Block 52, and Lots A-F, Block 53; and Columbia Street, south of Broadway, adjacent to Lots G-L, Block 53, all of New San Diego Map-456 and Parcel 1 of Parcel Map PM- 12252, to facilitate downtown redevelopment, under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right,

easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature pursuant to said resolution; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; the easements reserved herein are in, under, over, upon, along and across India Street, south of Broadway, adjacent to Lots G-L, Block 52, and Lots A-F, Block 53, and Columbia Street, south of Broadway, adjacent to Lots G-L, Block 53, all of New San Diego Map- 456, and Parcel 1 of Parcel Map PM-12252.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

These streets were dedicated by subdivision prior to 1900 and are fully improved. The Centre City Development Corporation, as the abutting property owner, has petitioned for the closure to facilitate the Marina and Columbia Redevelopment projects. This request by the Centre City Development Corporation will vacate Columbia and India Streets between Broadway and the north line of Parcel Map PM-10732, which was formerly the north line of "E" Street. "E" Street, at this location, was vacated by Council action in 1980. Vacation of Columbia and India Streets is in accordance with the Marina and Columbia Redevelopment plans, which were adopted by Council in 1976, and the disposition and development agreements approved in 1979. The closure is necessary for the Centre City Development Corporation to achieve its goals.

The rights-of-way are fully improved and contain sewer, water, and electric facilities. Easements have been reserved to service and maintain these utilities. Street improvements, satisfactory to the City Engineer, will be constructed with the project development (CIP-52-258, Marina and Columbia Residential

Projects-Improvements). Curb and sidewalk were constructed on Broadway across both India and Columbia Streets after demolition, and site clearance was completed. Lot consolidation maps have been processed to eliminate landlocked lots and will record following approval of the street vacation. Staff has concluded that the rights-of-way are no longer needed for present or prospective public use and can be summarily vacated subject to the easement reservations cited above. This application was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2505 and DEED F-2228 DEEDFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea,
Mayor Hedgecock-yea.

* ITEM-112: (R-84-976) ADOPTED AS RESOLUTION R-259875

Vacating a portion of Janet Place adjacent to Lots 1279 and 1280 of Talmadge Park Estates, Unit No. 4, Map-2750, within the boundaries of the proposed Colony Point Subdivision (TM-83-0241), under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of a street or highway that has been superseded by relocation; declaring that this resolution shall not become effective unless and until the final subdivision map for the Colony Point Subdivision (TM-83-0241) has been approved by Council action; in the event that the final map is not approved by June 15, 1986, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(A subdivision map is required. Mid-City Community Area. District-3.)

CITY MANAGER REPORT:

Janet Place was dedicated and fully improved as a cul-de-sac street by the Talmadge Park Estates Unit No. 4 Subdivision in 1951. The owners of the abutting undeveloped property have petitioned for the closure to resubdivide and develop their property as the Colony Point Subdivision. The portion of Janet Place to be vacated is located within the turnaround area at the westerly end of Janet Place. The right-of-way to be vacated is fully improved but contains no public utilities. The proposed Colony Point Subdivision will dedicate and improve Janet Place westerly to provide access for the adjacent lots. The turnaround will be relocated to the west end of this new right-of-way. The street improvements for the new right-of-way will be bonded for and constructed with the proposed subdivision. Staff has concluded that this right-of-way is no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Colony Point Subdivision being approved and recorded. This action was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2506 and DEED F-2229 DEEDFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

* ITEM-113: (R-84-918) ADOPTED AS RESOLUTION R-259876

Authorizing the execution of a deed conveying to San Diego County Flood Control District, Zone 2, an easement for a public storm drain affecting City- owned portion of Lot 126 of Lakeside Farms; authorizing the City Manager to execute a related real property contract with the San Diego County Flood Control District, Zone 2.

(Located on Riverside Drive between Riverford Road and Palm Row Drive in Lakeside.)

CITY MANAGER REPORT:

The County of San Diego wishes to acquire a 0.62- acre drainage easement over City-owned Water Utilities land on the south side of Riverside Drive in Lakeside. The vacant 25-acre parcel affected by the proposed easement was formerly under lease to Woodward Sand Company for sand extraction. The drainage easement is a condition of the County approving the tentative map of Park Paseo (TM-4364), which is a 152-unit residential subdivision being developed by Barratt San Diego on the 40 acres to the north of the City's land. The County Flood Control District is requiring Barratt to build a proportionate share of the drainage improvements specified by the County for the Eucalyptus Hills Drainage Basin.

Among these drainage improvements to be constructed by Barratt will be a grass-lined drainage channel within the subdivision, upgraded drain pipes in Riverside Drive, and off-site work in the City's parcel to the existing natural drainage channel, which will be graded, fenced, lined with riprap, and partially paved. The County will be responsible for maintaining the drainage structures. While the present drainage system outlets onto the City's land, as will the proposed easement, a moderate increase in the discharge of water on City property will be experienced from the Barratt Subdivision. The proposed easement has been cleared with the Water Utilities and Engineering and Development Departments.

A County staff appraisal determined the fair market value of the 27,037- square-foot easement to be \$8,500. City staff reviewed the appraisal on October 20, 1983, and judged the value to be equitable.

WU-PR-84-058.

FILE LOCATION:

DEED F-2230 DEEDFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

* ITEM-114: (R-84-1071) ADOPTED AS RESOLUTION R-259877

Approving the acceptance by the City Manager of those deeds of Atlas Hotels, Inc., conveying to City sewer and water easements in Lot 1 of Mission Grove, Map-10456; authorizing the execution of a quitclaim deed, quitclaiming to Atlas Hotels, Inc., all the City's right, title and interest in the sewer and water easements in Lot 1 of Mission Grove, Map-10456.

(Located westerly of Hotel Circle South and Hotel Circle Court. Mission Valley Community Area. District-5.)

FILE LOCATION:

DEED F-2231 DEEDFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-115: (R-84-1070) ADOPTED AS RESOLUTION R-259878

Approving the acceptance by the City Manager of those street and water easement deeds of La Jolla Gateway, Ltd., granting to City easements for public street and water purposes in portions of Lots 2 and 3 in Gateway Center Unit No. 1; dedicating said land as and for a public street, and naming the same Towne Centre Drive.

(Located southerly of La Jolla Village Drive and Towne Centre Drive. University City Community Area. District-1.)

FILE LOCATION:

DEED F-2232 DEEDFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-116: (R-84-968) ADOPTED AS RESOLUTION R-259879

Urging and requesting the Board of Supervisors to take the necessary action to authorize the County of San Diego to rejoin SANDAG.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-nay.

* ITEM-117: (R-84-1051) ADOPTED AS RESOLUTION R-259880

Accepting the recommended findings and conclusions of the Transportation and Land Use Committee, from the noticed hearing of November 14, 1983, and approving the application for increases in rates and charges as described in the Committee's report entitled "Recommended Findings and Conclusions of the Transportation and Land Use Committee in the Matter of Cox Cable - San Diego, Inc.'s Application for Increased Rates in the San Diego Service Area."

(See Committee Consultant Analysis TLU-83-26.)

COMMITTEE ACTION: Reviewed by TLU on 12/12/83. Recommendation to adopt the Resolution. Districts 2, 3, 4 and 5 voted yea. District 1 abstained.

FILE LOCATION:

FRAN Cox Cable

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-118: (R-84-1031) ADOPTED AS RESOLUTION R-259881

Revising Medevac's current budget without an increase in the overall cost to provide for the reimbursement by the City to Medevac of the costs incurred for medical supplies, drugs and related items used in conjunction with the provision of paramedic services; authorizing the City Manager to amend the Schedule of Proposed Paramedic User Rates adopted on February 16, 1982, as necessary, to provide for the recovery of an amount not to exceed the costs to the City for medical supplies, drugs and related items used in conjunction with the provision of paramedic services from those individuals who use said paramedic services.

(See City Manager Report CMR-83-519. All Council Districts.)

COMMITTEE ACTION: Reviewed by PSS on 12/14/83. Recommendation to adopt the Resolution. Districts 3, 4, 6 and 8 voted yea. District 5 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-119: (R-84-1000) ADOPTED AS RESOLUTION R-259882

Approving an amendment to the San Diego Transit Corporation's FY 84 budget, which allocates \$34,000 to fund a six-month extension of the DART program in Paradise Hills.

(See City Manager Report CMR-83-504. Skyline-Paradise Hills Community Area. District-4.)

COMMITTEE ACTION: Reviewed by TLU on 12/12/83. Recommendation to adopt the Resolution. Districts 1, 3, 4 and 5 voted yea. District 2 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-120: (R-84-1041) CONTINUED TO JANUARY 9, 1984

Declaring that the offer of reward provided for by Resolution R-258037 is hereby withdrawn and of no further effect; authorizing the City Auditor and Comptroller to return the funds in the "Officer Kirk Leland Johnson Reward Fund," Fund 63026, to those persons who made such donations to said fund; declaring that after exhausting all reasonable efforts to return donations, any money remaining shall be placed in the General Fund.

CITY MANAGER REPORT:

At the February 28, 1983 meeting of the City Council, Resolution R-258037 was passed authorizing the creation of the Officer Kirk Leland Johnson Reward Fund. The Resolution provided for a reward or rewards for information leading to the apprehension of a suspect or suspects in the murder of Officer Kirk Leland Johnson. All rewards were to be made with the approval of the City Manager and with the advice of the Chief of Police. In the event a reward was not paid after five years, funds collected were to be returned to those persons making donations.

The prosecution of the case has been successfully completed. The

Police Chief has recommended to the City Manager that the reward not be issued since the suspect information was provided by an accomplice to the crime. The City Manager and City Attorney agree with this recommendation. With this action Council will provide for the immediate return of monies in the Reward Fund to the original donors.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C136-145).

MOTION BY GOTCH TO CONTINUE TO JANUARY 9, 1983, TO HAVE THE CITY

ATTORNEY'S OFFICE REVIEW THE LEGALITY OF GIVING PUBLIC FUNDS TO OFFICER KIRK JOHNSON'S FAMILY AFTER EXHAUSTING ALL REASONABLE EFFORTS TO RETURN DONATIONS, WITH ANY REMAINING MONEY TO BECOME PART

OF THE GENERAL FUND. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-121: (R-84-1043) ADOPTED AS RESOLUTION R-259883

A Resolution approved by the City Council in Closed Session on Tuesday, November 22, 1983 by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-not present.

Authorizing the City Manager to pay the total sum of \$63,120.65 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to William Fuhrman (Superior Court Case No. 505760, William Fuhrman v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue two checks in full settlement of all claims: (a) One in the amount of \$55,000, made payable to William Fuhrman and his attorney Michael Avery; (b) A second in the amount of \$8,120.65 made payable to Mercury Insurance, as subrogee on behalf of William Fuhrman.

CITY MANAGER REPORT:

This constitutes the complete and final settlement of William Fuhrman's personal injury and property damage claim as a result of the incident of March 24, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-122: (R-84-973) ADOPTED AS RESOLUTION R-259884

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 5:00 p.m., Saturdays, Sundays and certain holidays excepted, on the east and west sides of Production Avenue from Miramar Road northerly to the intersection of Production Avenue and the right of way of the Atchinson, Topeka and Santa Fe Railroad; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

The proposed zone was requested by 100 percent of the property frontage. Recent parking surveys determined the average occupancy and the average stay per car to be 96 percent and 5.9 hours, respectively, on the east side of Production Avenue, and 84 percent and 5 hours, respectively, on the west side of Production Avenue from Miramar Road to the railroad crossing. This meets the Council-approved requirements for average occupancy and average stay for establishing a two-hour limit zone.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-ineligible, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-123: (R-84-1096) ADOPTED AS RESOLUTION R-259885

Requesting the City Manager to remove the "No Pedestrian Crossing" sign at the intersection of El Cajon Boulevard and Marcellena Road, and requesting that the appropriate curb markings be made to ensure adequate visibility for safe pedestrian crossing at the intersection.

(See City Manager Report CMR-83-512. District-7.)

COMMITTEE ACTION: Initiated by TLU on 12/12/83. Recommendation to adopt the Resolution. Districts 1, 3, 4 and 5 voted yea. District 2 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-124: (R-84-1076) ADOPTED AS RESOLUTION R-259886

Authorizing the execution of a Commercial Property Rehabilitation Loan Agreement with Bank of America for a Facade Improvement Loan Program in specified areas of the Mid-City community; approving the deposit of an amount not to exceed \$150,000 from Fund 185191, Dept. 5730, Org. 3003, for use in said program; authorizing an additional deposit of an amount not to exceed \$400,000 from Fund 18519, Dept. 5713, Org. 1301, when said funds are released by HUD for the purposes specified in said agreement.

(See City Manager Report CMR-83-528. Mid-City and Park North East Community Areas. District-3.)

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-125: (R-84-1063) ADOPTED AS RESOLUTION R-259887

Authorizing the execution of an agreement with Ferver Engineering Company for professional services required for the Dana Basin Boat Launching Ramps project; authorizing and approving the expenditure of an amount not to exceed \$24,000 from CIP-22-064.0, Mission Bay Launching Ramps, for the above purpose and related costs.

(See City Manager Report CMR-83-146. Mission Bay Community Area. District- 6.)

CITY MANAGER REPORT:

The proposed agreement with Ferver Engineering Company will provide the professional services required for the design of new boat launching ramps for Dana Basin in Mission Bay Park. The existing ramps are hazardous at low tides and warning signs are posted. The use of the ramps frequently results in injury or property damage and a claim for damages. The City's need for professional services was advertised in the San Diego Daily Transcript on July 15, 1983 and July 22, 1983. Fourteen responses

were received. The Design Consultant Nominating Committee recommended three consultants on September 7, 1983. They were interviewed by staff on September 23, 1983, and the City Manager approved the staff recommendation on September 28, 1983. Ferver Engineering Company is recommended because they have extensive experience in the design of piers, docks, ramps and related facilities.

FILE LOCATION:

MEET

CCONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-126: (R-84-999) ADOPTED AS RESOLUTION R-259888

Authorizing and approving the waiver of Council Policy 300-7 for the selection of the consultant for the design of Canyonside Community Park Comfort Station; authorizing the execution of an agreement with Deardorff and Deardorff for professional services required for the Canyonside Community Park Comfort Station project; authorizing and approving the expenditure of an amount not to exceed \$11,000 from CIP-29-410.1 for this purpose and related costs.

(Penasquitos East Community Area. District-1.)

CITY MANAGER REPORT:

The agreement with Deardorff and Deardorff will provide the professional services required for the design and construction of the Canyonside Community Park Comfort Station. Deardorff and Deardorff was selected for this project because the proposed comfort station will be a duplicate of the building they have designed for three other sites. The Canyonside Community Park Comfort Station, CIP-29-410.1, was added to the FY 84 Capital Improvement Program on September 26, 1983 by Resolution R-259323.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-127: (R-84-982) ADOPTED AS RESOLUTION R-259889

Authorizing the execution of a letter agreement with the National Cultural Foundation to provide the sum of \$1,000 out of the Transient Occupancy Tax Fund 10223, Program 91511, for the purpose of helping support the Kingdom Day Parade and to promote the City of San Diego, pursuant to the terms and conditions of the letter agreement, dated December 15, 1983.

COMMITTEE ACTION: Initiated by PSS on 12/14/83. Recommendation to adopt the Resolution. Districts 3, 4, 6 and 8 voted yea. District 5 not present.

COMMITTEE REPORT:

On December 14, 1983 the Public Services and Safety Committee, by a 4-0 vote, approved an allocation of \$1,000 in Transient Occupancy Tax funds to the National Cultural Foundation. Funds are to be used to help support the Kingdom Day Parade, to be held on January 15, 1984 and to promote the City of San Diego. Funds are to be reallocated from the "Reimburse General Fund - Administration Program" of the Special Promotional Programs. If Transient Occupancy Tax monies currently earmarked as a reserve against a Holiday Bowl Game deficit are not required, the \$1,000 will be "returned" to the above program.

NOTE: See Item 150.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-128: (R-84-873) ADOPTED AS RESOLUTION R-259890

Authorizing the execution of an agreement with the County of San Diego for the San Diego State University Transit Center.

(State University Community Area. District-7.)

CITY MANAGER REPORT:

This Resolution will authorize the City Manager to execute an agreement with the County of San Diego concerning the construction of a transit center near the San Diego State University campus. The County proposes to construct the transit center using Campanile Drive north of Hardy Avenue. Construction of the transit center will require the acquisition by the County of parcels (identified in the agreement as 82-0614A and 82-0615A) on both sides of Campanile Drive. The center will be a multi-modal transportation terminal identified by MTDB as a "high priority project" to be constructed totally at the expense of San Diego County. The City will be responsible for regulation of traffic control and other regulations

WU-M-84-060.

FILE LOCATION:

MEET

CONFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-129: (R-84-1033) ADOPTED AS RESOLUTION R-259891

Authorizing the execution of an agreement with the San Diego County Water Authority for design and construction of Connection No. 13 to the Authority's Pipeline No. 3; authorizing the expenditure of a sum not to exceed \$190,000 from Water Construction Outlay (70592), CIP-73-232, Paradise Mesa Crosstie Pipeline; authorizing the City Auditor and Comptroller to transfer the sum of \$190,000 within the Water Revenue Fund (41502) from the Unallocated Reserve (70679) to the Water Construction Outlay (70592), CIP-73-232, solely and exclusively for the purpose of providing funds for the above project.

(Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER REPORT:

The proposed Paradise Mesa Crosstie Pipeline Project will provide an independent supply of water to the service area of the Alvarado Filtration Plant and will improve sub-standard service pressures in Southeast San Diego, Encanto, and Paradise Hills.

The City of San Diego has requested the San Diego County Water Authority (CWA) to provide a service connection from CWA's Second Aqueduct (Pipeline Three) to the City's Proposed Paradise Mesa Crosstie.

The CWA Board met October 13, 1983, and approved the requested connection. The proposed agreement provides for the CWA to design and construct a metering station as well as all required piping and appurtenances at the connection point for a sum not to exceed \$190,000. The City will then connect its proposed Paradise Mesa Crosstie to the metering station when the funding is approved for the Crosstie Construction.

Design of the pipeline has been scheduled for FY 1984 and

This agreement does not include funds necessary for the easement acquisition required for the construction of the proposed metering station. Funds will be requested upon completion of property negotiations.

MEET CONTFY84

Authorizing the City Manager to execute a first amendment to Use and Occupancy Permit with the U.S. Department of Commerce, National Weather Service, which grants a five year extension,

ending August 31, 1988, for the operation of a radio transmitting and receiving facility on Mt. Woodson, with a rent payable to City of \$300 per year, under the terms and conditions set forth in that first amendment to Use and Occupancy Permit.

(Located northerly of Highway 67 in the Ramona area.)

CITY MANAGER REPORT:

The National Weather Service has maintained a facility on Mt. Woodson since May of 1972. In July of 1978, the City Council authorized a five-year Use and Occupancy Permit with the U.S. Department of Commerce, National Weather Service, for radio transmitting and receiving operations. The Weather Service utilizes eight square feet of vault space which contains two rack spaces, one for an operating unit and one for a standby unit. Rent to the City is \$144.10 per year.

The U.S. Department of Commerce, National Weather Service, has requested the City to extend the original permit an additional five years through August 31, 1988 under the same terms and conditions except that the rent has been increased to \$300 per year. The General Services Department, Communications and Electrical Division, has approved the amendment request.

FILE LOCATION:

LEAS U.S. Department of Commerce, National Weather Service
LEASFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-132: (R-84-980) ADOPTED AS RESOLUTION R-259894**

Authorizing the City Engineer to submit an application to the Public Utilities Commission for approval of modifications to the existing Carroll Road Railroad Crossing.

(Located northerly of Miramar Road and Carroll Road. Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

The Santa Fe Land Development Company has an approved tentative map, Santa Fe Industrial Park, in the Miramar area. A condition of map approval requires the developer to widen Carroll Road which crosses a lead track of Atchison, Topeka and Santa Fe Railroad. The City must receive P.U.C. approval before approval can be given to the developer to modify the Carroll Road Railroad crossing.

The modification consists of widening Carroll Road by

approximately eight feet on the east side and the relocation of the railroad crossing warning signals.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-133: (R-84-1039) ADOPTED AS RESOLUTION R-259895**

Approving Change Order No. 3, dated October 26, 1983, issued in connection with the contract between the City of San Diego and Metro-Young Construction Company for the installation of bar screens at Pump Station No. 1 and Pump Station No. 2; approving said Change Order amounting to a net increase in the contract price of \$5,345.45; authorizing the City Auditor and Comptroller to transfer the sum of \$5,346 within the Sewer Revenue Fund 41506 from the Unallocated Reserve (70697) to the Installation of Bar Screens at Pump Station No. 1 and Pump Station No. 2 (70292), CIP-46-048, for said project; authorizing the expenditure of an amount not to exceed \$5,346 from Sewer Revenue Fund 41506, CIP-46-048, Installation of Bar Screens at Pump Station No. 1 and Pump Station No. 2, for the above purpose.

(Barrio Logan/Harbor 101 and Southeast San Diego Community Areas. Districts 2 and 4.)

CITY MANAGER REPORT:

This project provides for the installation of two new bar screens at Metro Pump Station No. 1, one new bar screen at Metro Pump Station No. 2 and the installation of trash racks in front of the existing and newly installed bar screens at both pump stations. On March 29, 1982, Council authorized the advertising of this project and award to the low bidder. A contract was entered into with Metro-Young Construction Company, the low bidder, in the amount of \$88,888 which was 55 percent below the original engineer's estimate of \$195,000. The excess budgeted fund of \$106,112 was then appropriately transferred to the Unallocated Reserve. During construction, various minor problems occurred due primarily to changed site conditions which caused increases in the contract price. The increases for each item ranged from \$200 to \$2,700 and were grouped into three change orders. The final change order has been negotiated and the total cost of the project increased beyond the contingency. This authorization will increase the project cost

to renumerate the contractor for Change Order No. 3.

WU-U-84-063.

FILE LOCATION:

CONT Metro-Young Construction Company CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-134: (R-84-1050) ADOPTED AS RESOLUTION R-259896**

Approving Change Order No. 4, in the amount of \$55,168, to the contract with Clancy Constructors for the construction of Mission Beach Park - Phase I Development; authorizing and approving the expenditure of an amount not to exceed \$105,000 from the Water Revenue Fund (41502) Water Main Replacement Program, CIP-73-083 for the purpose of executing the change order and related costs, and for reimbursement of CIP-23-101, Mission Beach Park - Phase I Development; authorizing the City Auditor and Comptroller, upon advice from the Administering Department, to transfer excess budgeted funds, if any, to the appropriate reserve; authorizing and approving the use of City forces to make connections and perform operational checks, at a cost not to exceed \$23,400.

(Mission Beach Community Area. District-6.)

CITY MANAGER REPORT:

During the initial stages of construction, the existing water mains underlying the park were broken five times due to insufficient cover. Change Order No. 3 was executed by the City Manager to install a new section of main so that it would not be necessary to tear up the parking lot under construction when replacing the balance of the existing mains at some future date. A subsequent analysis of the probability of main breaks due to corrosion evidenced in examination of the broken main, indicates high probability of additional leaks and breakage. It will be substantially less expensive to replace the balance of the main within the area of construction at this time due to the improvements which are being constructed under Phase 1 development of the park. The main serves as a portion of the water distribution loop providing back up for the water supply to all of the South Mission Beach area and cannot be abandoned or replaced in another location to avoid conflict with the improvements of the park. This request will reimburse CIP-23-101, Mission Beach Park Phase I Development for funds expended for Change Order No. 3, and will fund Change

Order No. 4 replacing the rest of the mains underlying the Phase 1 construction.

WU-M-84-070.

FILE LOCATION:

CONT Clancy Constructors CONTFY84

COUNCIL ACTION: (Tape location: C113-135).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-150: (O-84-126) FIRST HEARING HELD

First public hearing in the matter of:

Amending Ordinance O-16007 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1983-84 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Documents OO-16007-1 and OO-16007-2, as amended and adopted therein, by amending Section 2, Subsection II.1, "Transient Occupancy Tax Fund" to include a new program (91511) entitled "Kingdom Day Parade" and provide the sum of \$1,000 for said program.

COMMITTEE ACTION: Initiated by PSS on 12/14/83. Recommendation to introduce the Ordinance. Districts 3, 4, 6 and 8 voted yea. District 5 not present.

COMMITTEE REPORT:

On December 14, 1983 the Public Services and Safety Committee, by a 4-0 vote, approved an allocation of \$1,000 in Transient Occupancy Tax funds to the National Cultural Foundation. Funds are to be used to help support the Kingdom Day Parade, to be held on January 15, 1984 and to promote the City of San Diego. Funds are to be reallocated from the "Reimburse General Fund - Administration Program" of the Special Promotional Programs. If Transient Occupancy Tax monies currently earmarked as a reserve against a Holiday Bowl Game deficit are not required, the \$1,000 will be "returned" to the above program.

NOTE: See Item 127.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C146-169).

MOTION BY JONES TO HOLD FIRST HEARING. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: R-84-1154) ADOPTED AS RESOLUTION R-259897

Matter of a discussion regarding the Emergency Ordinance adopted pursuant to Section 17 of the City Charter limiting issuance of building permits and commencement of construction in planned urbanizing communities unless and until provisions for public facilities have been made.

(See City Manager Report CMR-83-513.)

NOTE: The Emergency Ordinance was adopted as O-16095 on 12/14/83. Council voted 8-0. District 2 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B290-C112).

MOTION BY GOTCH TO ADOPT THE RECOMMENDATIONS OF THE CITY MANAGER

WHICH WOULD REQUIRE FEES BE PAID AT THE PERMANENT BUILDING PERMIT

LEVEL IF THEY HAVE NOT PREVIOUSLY BEEN PAID PURSUANT TO ALL THE PRE-EXISTING SCHEDULES OF FEES AND NOT WITH RESPECT TO ANY CONTEMPLATED INCREASE IN FEES. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (O-84-102) RETURNED TO CITY MANAGER

(Continued from the meeting of December 12, 1983 at National Steel and Shipbuilding Company's request.)

Introduction of an Ordinance authorizing the first supplemental indenture of trust with Morgan Guaranty Trust Company as trustee and Amendment No. 1 to the loan agreement among the City of San Diego, National Steel and Shipbuilding Company (NASSCO) and Morrison-Knudsen Company, Inc.

(Six votes required.)

CITY MANAGER REPORT:

In December 1982, the City Council authorized the issue of \$21 million of Port Facilities Revenue Bonds for National Steel and Shipbuilding Company. The bonds mature in 1992 and bear interest at the rate of 9 3/4 percent. National Steel and Shipbuilding and their parent, Morrison-Knudsen Company, Inc., who has guaranteed payment of the bonds, desire to extend the bonds' maturity to 2007. They have negotiated such an extension with the holder of the bonds, Morgan Guaranty Trust Company of New York. The extended bonds would continue to pay interest at 9 3/4 percent through November 30, 1992. The interest rate would be adjusted on December 1, 1992, 1997, and

2002, based on an index to be created by Soloman Brothers at least 90 days prior to the adjustment dates. City Council adoption of the proposed ordinance will enable execution of necessary documentation.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A161-174).

MOTION BY MURPHY TO RETURN TO THE CITY MANAGER'S OFFICE AT NASSCO'S REQUEST AND SCHEDULE FOR DOCKETING AT A LATER DATE.

Second

by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-202: (R-84-1022) ADOPTED AS RESOLUTION R-259898

Inviting bids for the Construction of Southeastern Division Police Station on Work Order No. 118332; authorizing the execution of a contract with the lowest responsible and reliable bidder subject to the successful sale of Certificates of Participation; authorizing the expenditure of funds not to exceed \$2,424,000 from Certificates of Participation proceeds for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5430

(Estimated construction cost \$1,950,000. Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER REPORT:

This project is Phase VII of the Police Decentralization Program. Phase I dealt with the development of a detailed project program for permanent area stations and was completed in August, 1981. Phase II provided site development plans for temporary facilities at four sites. This phase was completed in September, 1981, when the last of four temporary stations became operational. Phase III provided complete plans for the permanent Western Area Station at Friars Road and Napa Street. Construction began in April, 1983 and is now 70 percent complete. Phase IV provided for the re-use of prototype station plans at sites to be selected. Phase V provided for complete plans and specifications for the Eastern Area Station, Traffic Division and Heavy Vehicle Maintenance at Aero Drive and Ruffin Road. Design of this Phase is about 15 percent complete and is being held in abeyance pending location of an Administrative and Technical Center. Phase VI provided a Master Plan for implementation of Phase V work, including an Administrative and Technical Center at that site. Phase VII will provide a 23,500 square foot permanent

station on about 3.32 acres of City-owned land at the Northeast corner of Sychar Road and Skyline Drive. Construction of this facility will relieve the current over-crowded condition of the temporary station at 7222 Skyline Drive.

FILE LOCATION:

W.O. 118332 CONTFY84

COUNCIL ACTION: (Tape location: C170-237).

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-203: (R-84-1095) ADOPTED AS RESOLUTION R-259899

Confirming the reappointments by the Mayor of the following persons to serve as members of the Economic Development Corporation Board of Directors for three year terms as follows:

NAME	TERM EXPIRES
Forrest Shumway	December 31, 1986
Raymond Peirce	December 31, 1986

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C239-240).

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-204: (R-84-987) ADOPTED AS RESOLUTION R-259900

Confirming the reappointments by the Mayor of the following persons to serve as members of the Housing Advisory and Appeals Board as follows:

NAME	TERM EXPIRES
Kathryn R. Maas	March 1, 1985
Joseph L. Cross, Jr.	March 1, 1985

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C241-249).

MOTION BY MITCHELL TO ADOPT. Second by Struiksmayea. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-205: (R-84-1093) ADOPTED AS RESOLUTION R-259901

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the Land Development Advisory Board for terms ending March 1, 1985 as follows:

NAME	CATEGORY REPRESENTED
Dennis W. Gillespie (reappointment)	Landscape Architect
Arthur L. Carver (reappointment)	Licensed contractor
in	Land Grading
Operations	
Edgar L. Huxley (reappointment)	Architect
Douglas Paul (to replace Eugene Cook, Engineer whose term has expired)	Registered Civil

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C250-254).

MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-206: (R-84-988) ADOPTED AS RESOLUTION R-259902

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the Board of Noise Abatement and Control for terms ending January 1, 1985 as follows:

NAME	CATEGORY
Paul M. Goodman (reappointment)	Physician
Ray E. Glass, Jr. (reappointment)	Acoustical Field
James Watts (to replace James L. Alcorn, whose term has expired)	Architectural Field
Egbert E. Mullins (to replace	Member of Public
Mary Alice Connor, whose term has expired)	
Janice M. Gleason (to replace	Member of Public
Christopher S. Williams, whose term has expired)	

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C255-262).

MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-207: (R-84-1094) ADOPTED AS RESOLUTION R-259903

Confirming the appointment by the Mayor of Eugene E. McElroy to serve as a member of the Park and Recreation Board for a term ending March 1, 1985, to replace Dwain Kantor, whose term has expired.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C263-278).

MOTION BY MITCHELL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-nay, McColl-nay, Jones-yea, Struiksmay-nay, Gotch-yea, Murphy-yea, Martinez-nay, Mayor Hedgecock-yea.

ITEM-208: (R-84-1006) CONTINUED TO JANUARY 9, 1984, AT 2:00 P.M.

Authorizing the Mayor and City Clerk to execute an Amendment Number 2 to Joint Exercise of Powers Agreement between the City of San Diego and the County of San Diego creating the San Diego Stadium Authority.

CITY MANAGER REPORT:

The San Diego Stadium Authority was created by the City of San Diego and the County of San Diego in 1966 via a Joint Exercise of Powers Agreement. The Governing Board of the Stadium Authority has since that time consisted of nine members, seven of whom are appointed by the City Council and two of whom are appointed by the Board of Supervisors. The existing Joint Powers Agreement provides that all nine appointees be electors or real property taxpayers of the City of San Diego. The amendment which is listed on today's docket would substitute the word County for the word City. Therefore, if approved by the Council, all future appointees of either the Council or the Board of Supervisors would be individuals whose requirement would be that they be electors or real property taxpayers of the County of San Diego. The amendment is proposed by the County Board of Supervisors and is endorsed by the Governing Board of the Stadium Authority.

FILE LOCATION:

MEET

CONFY84

COUNCIL ACTION: (Tape location: A075-158).

MOTION BY STRUIKSMA TO CONTINUE TO JANUARY 9, 1984, AT 2:00 P.M. AT GEORGE MITROVICH'S REQUEST FOR PROPOSAL TO BE HEARD BEFORE COUNCIL. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-209: (R-84-1081) ADOPTED AS RESOLUTION R-259904

Authorizing the execution of an agreement with Keyser-Marston Associates, a real estate and development consulting group, for the purpose of providing evaluation of a proposal to construct a public/private office building (Police Department Administrative and Technical Center) to be shared by certain County Criminal Justice agencies and the San Diego Police Department; authorizing the expenditure, not to exceed \$8,500 from Fund/Dept. 10355, Object Account 4151 for the above project.

(See City Manager Report CMR-83-520.)

CITY MANAGER REPORT:

At a special meeting of the Council on December 14, 1983, the City Manager was authorized to engage the services of a consultant to assist in evaluating a proposal put forth by Council Member Ed Struiksma and prepared by the Hope Consulting Group. The proposal is to construct a joint public/private, 30-story office building to house the San Diego Police Department and certain County Criminal Justice agencies. Significant City and County staff work has been done in review of the proposal; however, the services of a consultant with expertise in real estate economics and financing are required for a more authoritative evaluation. Council Policy 300-7 relating to selection of consultants was followed, and the firm of Keyser- Marston Associates has been selected. Keyser-Marston will provide an analysis of the proposal including input as to reasonableness of construction and development cost estimates, financing assumptions, private market occupancy and rent projections, suitability of the County-owned site, particularly cost implications of parking, and an overall review of the unusual financing scheme proposed. A final written report will be produced by the consultant within 45 days of contract award.

FILE LOCATION:

MEET CCONFY84

COUNCIL ACTION: (Tape location: C279-515).

MOTION BY STRUIKSMA TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-210: (R-84-962) RETURNED TO CITY MANAGER

Declaring the real property and improvements owned by Jean J. Doboe, located at 6442 Akins Avenue, to be a public nuisance; authorizing the City Attorney to take appropriate legal action to abate said nuisance.

(West Encanto Community Area. District-3.)

CITY MANAGER REPORT:

The single-family dwelling at 6442 Akins Avenue was inspected because of a complaint. Investigation revealed the building was dilapidated, vacant, and unsecured against entry. There is an overgrowth of weeds and abandoned construction equipment on the premises. On April 7, 1982, a notice listing the conditions which render the building substandard was issued to the owner-of-record by Certified Mail. The notice directed the owner to correct the listed conditions by rehabilitation or demolition. The owner failed to take action so a hearing was held by the Housing Advisory and Appeals Board on August 31, 1982. The owner-of-record was given notice of the Board hearing but did not appear. After reviewing the facts, the Board recommended that the structures be completely secured within three weeks.

Prior to October 7, 1982, the dwelling unit was partially demolished and the required demolition permit was not obtained by the owner until June 16, 1983. From June 30, 1983, the owner has advised on several different occasions that the structure would be demolished. The Housing Advisory and Appeals Board on September 27, 1983, again reviewed the facts and unanimously found the structure to be a substandard building as defined in the San Diego Housing Code.

Due to the fact that the owner has failed to initiate positive action to correct the conditions which render the building substandard, it is deemed necessary to initiate appropriate legal action to abate this nuisance.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A175-190).

MOTION BY MURPHY TO RETURN TO THE CITY MANAGER'S OFFICE FOR FURTHER REVIEW OF FORECLOSURE ACTION. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-211: (R-84-781) RETURNED TO CITY MANAGER

Declaring the real property and improvements owned by Jean J. Doboe, located at 6456 Akins Avenue, to be a public nuisance; authorizing the City Attorney to take appropriate legal action to abate said nuisance.

(West Encanto Community Area. District-3.)

CITY MANAGER REPORT:

The single-family dwelling at 6456 Akins Avenue was inspected because of a complaint. Investigation revealed the building was

dilapidated, vacant, and unsecured against entry. There is an overgrowth of weeds and abandoned construction equipment on the premises. On April 7, 1982, a notice listing the conditions which render the building substandard was issued to the owner-of-record by Certified Mail. The notice directed the owner to correct the listed conditions by rehabilitation or demolition. The owner failed to take action so a hearing was held by the Housing Advisory and Appeals Board on August 31, 1982. The owner-of-record was given notice of the Board hearing but did not appear. After reviewing the facts, the Board recommended that the structure be completely secured within three weeks.

Prior to October 7, 1982, the adjoining structure at 6442 Akins Avenue, which has the same owner, was partially demolished and the required demolition permit was not obtained by the owner until June 16, 1983. From June 30, 1983, the owner had advised on several different occasions that both structures would be demolished. The Housing Advisory and Appeals Board on September 27, 1983, again reviewed the facts and unanimously found the structure to be a substandard building as defined in the San Diego Housing Code.

Due to the fact that the owner has failed to initiate positive action to correct the conditions which render the building substandard, it is deemed necessary to initiate appropriate legal action to abate this nuisance.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A175-190).

MOTION BY MURPHY TO RETURN TO THE CITY MANAGER'S OFFICE FOR FURTHER REVIEW OF FORECLOSURE ACTION. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADDITIONAL BUSINESS: REFERRED TO PF&R

Matter of a request for waiver of rental fees by Warren Miles.

The Plaza Hall was rented by Warren Miles for three days during Christmas 1983 to house the homeless. The rental cost is approximately \$5,147. Mr. Miles is requesting that the City Council waive the fees.

FILE LOCATION:

PF&R

COUNCIL ACTION: (Tape location: D014-045).

MOTION BY MURPHY TO REFER THE MATTER TO THE PF&R COMMITTEE FOR A

HEARING AT ITS JANUARY 4, 1984, MEETING. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-310: (R-84-1055) ADOPTED AS RESOLUTION R-259905

Authorizing suggestion awards and making a presentation to the following employees:

Kenneth W. Roberts - General Services Department - \$565.

Terry Y. Goins - Building Inspection Department - \$500, Merchandise.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D046-075).

MOTION BY STRUIKSMA TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-311:

19840103

Two actions relative to authorizing suggestion awards to the following employees:

Subitem-A: (R-84-1056) ADOPTED AS RESOLUTION R-259906

Jan E. Johnson - City Clerk's Office - \$235.

Donald J. Makie, Jr. - Park and Recreation Department - \$100.

Kim C. When - Fire Department - \$100.

Subitem-B: (R-84-1057) ADOPTED AS RESOLUTION R-259907

Ed J. Prendergast - Police Department - \$75.

Bradford D. Snow - Water Utilities Department - \$50.

Ronald J. Lee - Fire Department - \$50.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D076-082).

MOTION BY STRUIKSMA TO ADOPT THE RESOLUTIONS. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADDITIONAL BUSINESS: REFERRED TO CITY CLERK

Request by Council Member Martinez to reconsider
Case-82-0510 (PRD and TM) 19th and Palm Avenue, Otay-Nestor
Community Area, which was denied by Council on December 13,
1983.

FILE LOCATION:

ZONE Case-82-0510

COUNCIL ACTION: (Tape location: D083-105).

MOTION BY MARTINEZ TO WAIVE THE RULES AND TO RECONSIDER
REZONING

CASE-82-0510. Second by Struiksma. Passed by the following vote:
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY MARTINEZ TO REFER TO STAFF FOR RENOTICING. Second by
Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

ITEM-330:

19840103

(Continued from the meetings of September 27, 1983 and
December 6, 1983; last continued at Council Member Gotch's
request.)

Proposal to amend Chapter X (Planning and Zoning
Regulations) of the San Diego Municipal Code by:

1) Amending the City-wide sign regulations pertaining to the
content of sign messages and considering adoption of new
outdoor advertising sign regulations.

2) Rezoning CA-S property to CA, rezoning C-1S property to
C-1 and C-S property to C.

3) Repealing the CA-S, C-1S and CS (Commercial with Special
Sign Control) Zones.

Subitem-A: (O-84-51) INTRODUCED, TO BE ADOPTED JANUARY 17,
1984

Introduction of an Ordinance which permits on-premises
messages and public interest messages.

Subitem-B: (O-84-107) INTRODUCED, TO BE ADOPTED JANUARY 17,
1984

Introduction of an Ordinance to prohibit new off-premises

advertising displays and permit relocation of existing billboards.

Subitem-C: (O-84-56) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance amending Article 3 of Chapter X of the San Diego Municipal Code relating to Planned District sign regulations.

Subitem-D: (O-84-57) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance repealing Article 1, Division 7 of Chapter X of the San Diego Municipal Code (General Sign Regulations).

Subitem-E: (O-83-217) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance relating to rezoning property in "S" Suffix Zones.

Subitem-F: (O-83-218) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance repealing "S" Suffix Zones.

FILE LOCATION: -

COUNCIL ACTION: (Tape location: D107-184).

Hearing began at 2:20 p.m. and halted at 2:25 p.m.

Testimony in favor by Edward Dato.

MOTION BY MARTINEZ TO CLOSE THE HEARING AND TO INTRODUCE SUBITEMS

A THROUGH F. Second by Struiksmā. Passed by the following vote: Mitchell-yea, Cleator- yea, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-331:

19840103

Matter of two appeals from the decision of the Planning Commission on companion projects: 1) By Celia E. Jacobs appealing approval of Planned Residential Development Permit PRD-83-0475, which proposes to add three single-family dwelling units (one dwelling unit existing) and an associated

private access road, and 2) By Benjamin Weissmann appealing approval of Tentative Map TM-83-0475 (Delaney Subdivision), which proposes a five-lot subdivision map. The subject property is located on the east side of Morena Boulevard between Avati and Jutland Drives, in Zone R-1-5, within the boundaries of the Clairemont Mesa Community Plan and is more particularly described as Parcel A of Parcel Map PM-11753 and Lot 373 of Harbor View Heights Unit 6, Map-5937.

(PRD and TM-83-0475. District-6.)

Subitem-A: (R-84-1152) ADOPTED AS RESOLUTION R-259908

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-83-0475 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said

declaration has been reviewed and considered by the Council.

Subitem-B: (R-84-1150) ADOPTED AS RESOLUTION R-259909 DENYING
APPEAL

Adoption of a Resolution granting the appeal and denying the permit or denying the appeal and granting the permit with appropriate findings to support Council action.

Subitem-C: (R-84-1151) ADOPTED AS RESOLUTION R-259910 DENYING
APPEAL

Adoption of a Resolution granting the appeal and denying the map or denying the appeal and granting the map with appropriate findings to support Council action.

FILE LOCATION: PERM PRD-83-0475 and SUBD Delaney Subdivision

COUNCIL ACTION: (Tape location: D186-E145).

Hearing began at 2:26 p.m. and halted at 3:06 p.m.

Testimony in favor by Ben Weissman and Celia Jacobs.

Testimony in opposition by Steve Wong, Tom Delany, and Jim Likins.

MOTION BY MARTINEZ TO CLOSE THE HEARING, ADOPT THE END, DENY
THE

APPEAL AND GRANT THE PERMIT, AND DENY THE APPEAL AND GRANT THE
MAP

WITH APPROPRIATE FINDINGS TO SUPPORT COUNCIL'S ACTION. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332:

19840103

(Continued from the meetings of November 22, 1983 and December 13, 1983; last continued at Mayor Hedgecock's request.)

Matter of rezoning approximately 10 acres of property located on both sides of San Diego Avenue, Kettner Boulevard and California Street between Witherby and Washington Streets, in the Uptown Community Plan area, from Zones C and M-1 to Zones CO, C-1, CN, R-1-5 and R-1000.

(Case-83-0356. District-2.)

Subitem-A: (R-84-742) ADOPTED AS RESOLUTION R-259911

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-83-0356 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-84-88) INTRODUCED, TO BE ADOPTED JANUARY 17, 1984

Introduction of an Ordinance for C-1, CO and R-1000 Zoning.

FILE LOCATION:

ZONE 1/3/84

COUNCIL ACTION: (Tape location: E148;168-F382).

Hearing began at 3:06 p.m. and halted at 4:04 p.m.

Testimony in favor by Geoffrey Mogilner and Clifford Weiler.

Testimony in opposition by Ned Garrigues, Calvin Schmid, Charles Carroll, Albert Gabbs, Don Scovel, and Don Rogers.

MOTION BY MARTINEZ TO CLOSE THE HEARING, ADOPT THE END, AND INTRODUCE THE ORDINANCE. Second by Gotch. Passed by the following vote: Mitchell-nay, Cleator-nay, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-CS-1: (R-84-1136) ADOPTED AS RESOLUTION R-259912

A Resolution adopted by the City Council in Closed Session on January 3, 1984:

Authorizing the City Manager to pay the total sum of \$6,365.75 in settlement of each and every claim against the City, its agents and employees, resulting from property damage to Kinsey Humphrey; authorizing the Auditor and Comptroller to issue one check in the amount of \$6,365.75 payable to Kinsey Humphrey in full settlement of all claims.

FILE LOCATION:

MEET

ITEM-CS-2 (R-84-1133) ADOPTED AS RESOLUTION R-259913

A Resolution adopted by the City Council in Closed Session on January 3, 1984:

Authorizing the City Manager to pay the total sum of \$9,879.78 in settlement of each and every claim against the City, its agents and employees, resulting from property damage to Theresa Palmer; authorizing the City Auditor and Comptroller to issue one check in the amount of \$1,419.00 to Theresa Palmer and one check in the amount of \$3,960.78 to Attorney Luth & Turley, \$4,500.00 having been previously paid to Attorney Luth & Turley, in full settlement of all claims.

FILE LOCATION:

MEET

ITEM-CS-3 (R-84-1134) ADOPTED AS RESOLUTION R-259914

A Resolution adopted by the City Council in Closed Session on January 3, 1984:

Authorizing the City Manager to pay the total sum of \$18,100 in settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Maurice R. Ducharme; authorizing the City Auditor and Comptroller to issue one check in the amount of \$18,100 payable to Maurice R. Ducharme and his attorney David Casey, Jr., in full settlement of all claims.

FILE LOCATION:

MEET

ITEM-CS-4 (R-84-1148) ADOPTED AS RESOLUTION R-259915

A Resolution adopted by the City Council in Closed Session on January 3, 1984:

Authorizing the City Manager to pay the total sum of \$15,200 in settlement of Superior Court Case No. 329295, Darrell Erwin Scott et al vs Richard Paul Sullivan, and of each and every

claim against the City, its agents and employees, resulting from the personal injury to Darrell Erwin Scott; authorizing the City Auditor and Comptroller to issue one check in the amount of \$15,200 payable to Darrell Erwin Scott and Claudia Scott and Attorney Georggin and Shann.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 4:05 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C515-548;F385).

MOTION BY CLEATOR TO ADJOURN IN HONOR OF THE MEMORY OF RETIRED

REAR ADMIRAL BENTON WEAVER DECKER. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY CLEATOR TO ADJOURN IN HONOR OF THE MEMORY OF LAWRENCE

F. WIRICK. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY MURPHY TO ADJOURN IN HONOR OF THE MEMORY OF PETER CHOCONAS. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY GOTCH TO ADJOURN IN HONOR OF THE MEMORY OF DR. ROBERT

SIEGEL. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.